

RETURN OF SERVICE

| | |
|---|---|
| Service of the Summons and complaint was made by me ⁽¹⁾ | DATE 2/26/08 |
| NAME OF SERVER Harold K. Brode | TITLE Investigator (Schmittenger) Rodriguez |
| Check one box below to indicate appropriate method of service | |
| <input checked="" type="checkbox"/> Served personally upon the third-party defendant. Place where served: 625 S. Dupont Hwy Suite 101 Dover, Del 19901 | |
| <input type="checkbox"/> Left copies thereof at the third-party defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: Melville F. WATTEN Jr | |
| <input type="checkbox"/> Returned unexecuted: | |
| <input type="checkbox"/> Other (specify): | |

STATEMENT OF SERVICE FEES

| | | |
|--------|----------|-------|
| TRAVEL | SERVICES | TOTAL |
|--------|----------|-------|

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

2/26/08
Date

Signature of Server

Harold K. Brode
414 S. State Street
Dover, Del 19901

Address of Server

302/678-5183

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Delaware

PLAINTIFF
Westfield Insurance Company,

THIRD PARTY SUMMONS IN A CIVIL ACTION

V. DEFENDANT AND THIRD PARTY PLAINTIFF
Chip Slaughter Auto Wholesale, Inc.;
Paul Slaughter; Lee F. Slaughter, Jr.;
Daniel Feeley, by his Guardian Ad Litem
Kelly Blair, Lauren Diehl; and
Colin Sandler;

Case Number: 08-56 JJF

V. THIRD PARTY DEFENDANT
Pfister Insurance, Inc.

To: Name and address of Third Party Defendant
Pfister Insurance, Inc.
Melville F. Warren, Jr.
625 S. DuPont Highway, Ste. 101
Dover, DE 19903

YOU ARE HEREBY SUMMONED and required to serve on

PLAINTIFF'S ATTORNEY (name and address)
James Yoder, Esquire
White & Williams, LLP
824 N. Market Street, Ste 902
P.O. Box 709
Wilmington, DE 19899-0709

DEFENDANT AND THIRD-PARTY PLAINTIFF'S ATTORNEY
(name and address) Benjamin A. Schwartz, Esq.
Schwartz & Schwartz
1140 S. State Street, P.O. Box 541
Dover, DE 19903
Jeffrey J. Clark, Esq.
Nicholas H. Rodriguez, Esq.
Schmittinger & Rodriguez, P.A.
414 S. State Street, P.O. Box 497
Dover, DE 19903

an answer to the third-party complaint which is served on you with this summons, within 20 days after the service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default may be taken against you for the relief demanded in the third-party complaint. There is also served on you with this summons a copy of the complaint of the plaintiff. You have the option of answering or not answering the plaintiff's complaint, *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the third-party plaintiff is demanding judgment against you in favor of the original plaintiff under the circumstances described in Rule 14(c) Federal Rules of Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of plaintiff as well as to the claim of the third-party plaintiff. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

FEB 25 2008

CLERK

DATE

(By) DEPUTY CLERK

AO 441 (Rev. 8/01) Third Party Summons in a Civil Action